

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
FIFTY-NINTH LEGISLATURE

SIXTY-EIGHTH LEGISLATIVE DAY
FRIDAY, MARCH 14, 2008

Senate Chamber

President Pro Tempore Geddes called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senators Bilyeu and Jorgenson, absent and formally excused by the Chair; and Senators Burkett and Pearce, absent and excused.

Prayer was offered by Chaplain Goebel.

The Pledge of Allegiance was led by Amanda Downen, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 13, 2008, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

March 14, 2008

PETITION TO WAIVE JOINT RULE 20

We, the majority leadership of the Senate, petition that the President Pro Tempore waive the provisions of Joint Rule 20 pertaining to the limitation on introduction of proposed constitutional amendments, which would permit the introduction and consideration of **SJR 107** to amend the *Constitution* of the State of Idaho by clarifying the limitations on county and municipal indebtedness.

Signed:

/s/ Bart Davis, Majority Leader

/s/ Joe Stegner, Assistant Majority Leader

/s/ Brad Little, Majority Caucus Chairman

Upon presentation of the petition, the President Pro Tempore waived the provisions of Joint Rule 20. The correspondence was ordered filed in the office of the Secretary of the Senate.

SJR 107

BY STATE AFFAIRS COMMITTEE

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO SECTION 3, ARTICLE VIII, OF THE CONSTITUTION OF THE STATE OF IDAHO, RELATING TO LIMITATIONS ON COUNTY AND MUNICIPAL INDEBTEDNESS TO PROVIDE THAT ANY CITY MAY OWN, PURCHASE, CONSTRUCT, EXTEND, OR EQUIP, WITHIN OR WITHOUT THE CORPORATE LIMITS OF THE CITY REVENUE-GENERATING PUBLIC FACILITIES AND TO ALLOW REVENUE BONDS TO BE ISSUED IF APPROVED BY A TWO-THIRDS VOTE OF THE QUALIFIED ELECTORS VOTING ON THE QUESTION AT AN ELECTION AND TO PROVIDE THAT REVENUE DERIVED FROM FEES, RATES AND CHARGES SHALL BE UTILIZED TO PAY PRINCIPAL AND INTEREST ON THE BONDS, TO PROVIDE THAT ANY CITY OR OTHER POLITICAL SUBDIVISION OF THE STATE MAY OTHERWISE PURCHASE, CONSTRUCT OR REFURBISH WITHIN OR WITHOUT THE CORPORATE LIMITS OF SUCH CITY OR POLITICAL SUBDIVISION, OTHER REVENUE-GENERATING PUBLIC FACILITIES, NOT INCLUDING THOSE OWNED BY INVESTOR-OWNED UTILITIES, TO ALLOW REVENUE BONDS TO BE ISSUED FOR THESE FACILITIES IF APPROVED BY A MAJORITY OF THE QUALIFIED ELECTORS VOTING ON THE QUESTION AT AN ELECTION AND TO PROVIDE THAT FEES, RATES AND CHARGES SHALL BE UTILIZED TO PAY THE PRINCIPAL AND INTEREST ON THE BONDS AND TO PROVIDE THAT SO LONG AS NO TAX REVENUE IS TO BE OBLIGATED FOR REPAYMENT, INDEBTEDNESS OR LIABILITIES MAY BE INCURRED BY OWNERS OR OPERATORS OF PUBLIC HOSPITALS WITHOUT THE NECESSITY OF VOTER APPROVAL TO ALLOW THE PURCHASE, CONTRACT, LEASE, CONSTRUCTION OR OTHER MANNER OF ACQUISITION OF FACILITIES, EQUIPMENT, TECHNOLOGY AND REAL PROPERTY FOR HEALTH CARE OPERATIONS, PROVIDED FURTHER, THAT MULTIYEAR CONTRACTS FOR GOODS, SERVICES, PURCHASE OF CAPACITY OR OUTPUT OR LEASEHOLD INTERESTS SHALL NOT CONSTITUTE INDEBTEDNESS OR LIABILITIES LIMITED BY THIS SECTION OF THE CONSTITUTION IF THEY DO NOT EXTEND BEYOND A DURATION OF FIVE YEARS OR IF THEY CONSTITUTE CONTRACTS FOR GOODS, SERVICES, CAPACITY, OUTPUT OR LEASEHOLD INTERESTS TO BE PAID FOR SOLELY BY USER FEES, RATES AND CHARGES, OR THEY ALLOW AN OPPORTUNITY FOR TERMINATION BY BUDGETARY DECISION IN THE SOLE DISCRETION OF THE PUBLIC AGENCY NO LESS FREQUENTLY THAN ANNUALLY; STATING THE QUESTION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUNCIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRETARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.

SJR 107 was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

Senator Burkett and Pearce were recorded present at this order of business.

March 13, 2008

The JUDICIARY AND RULES Committee reports that **S 1497, S 1498, S 1499, S 1500, S 1501, S 1502, S 1503, and S 1504** have been correctly printed.

DARRINGTON, Chairman

S 1497, S 1498, S 1499, S 1500, S 1501, S 1502, S 1503, and S 1504 were referred to the Finance Committee.

March 14, 2008

The JUDICIARY AND RULES Committee reports that **SJR 107** has been correctly printed.

DARRINGTON, Chairman

SJR 107 was referred to the State Affairs Committee.

March 13, 2008

The HEALTH AND WELFARE Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

Craig Harlen to the Board of Environmental Quality, term to expire July 1, 2011;

John MacMillan to the Board of Environmental Quality, term to expire July 1, 2011;

Nick Purdy to the Board of Environmental Quality, term to expire July 1, 2011.

LODGE, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 13, 2008

The TRANSPORTATION Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

Lee Gagner to the Idaho Transportation Board, term to expire January 31, 2014;

Robert A. Hoff to the Aeronautics Advisory Board, term to expire January 31, 2013.

McGEE, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 13, 2008

The COMMERCE AND HUMAN RESOURCES Committee reports out **HCR 49, H 476, and H 480** with the recommendation that they do pass.

ANDREASON, Chairman

HCR 49 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

H 476 and H 480 were filed for second reading.

March 13, 2008

The EDUCATION Committee reports out **H 543**, as amended, with the recommendation that it do pass.

GOEDDE, Chairman

H 543, as amended, was filed for second reading.

March 13, 2008

The COMMERCE AND HUMAN RESOURCES Committee reports out **H 477** with the recommendation that it do pass, and with the recommendation that it be placed on the Consent Calendar.

ANDREASON, Chairman

H 477 was filed for second reading.

March 13, 2008

The COMMERCE AND HUMAN RESOURCES Committee reports out **H 491** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

ANDREASON, Chairman

There being no objection, **H 491** was referred to the Fourteenth Order of Business, General Calendar.

March 13, 2008

The FINANCE Committee reports out **S 1497, S 1498, S 1499, S 1500, S 1501, S 1502, S 1503, and S 1504** with the recommendation that they do pass.

CAMERON, Chairman

S 1497, S 1498, S 1499, S 1500, S 1501, S 1502, S 1503, and S 1504 was filed for second reading.

March 13, 2008

The LOCAL GOVERNMENT AND TAXATION Committee reports out **H 549** and **H 550** with the recommendation that they do pass.

HILL, Chairman

H 549 and **H 550** were filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 13, 2008

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following Senate Bills, to wit:

S 1318, as amended, and **S 1321**, as amended

As Always - Idaho, '*Esto Perpetua*'
/s/ C. L. 'Butch' Otter
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 13, 2008

Mr. President:

I return herewith **S 1466**, **S 1405**, **S 1407**, **S 1377**, **S 1340**, **S 1341**, **S 1363**, **S 1440**, **S 1442**, **S 1335**, **S 1431**, as amended, and **SCR 130**, which have passed the House.

ALEXANDER, Chief Clerk

S 1466, **S 1405**, **S 1407**, **S 1377**, **S 1340**, **S 1341**, **S 1363**, **S 1440**, **S 1442**, **S 1335**, **S 1431**, as amended, and **SCR 130** were referred to the Judiciary and Rules Committee for enrolling.

March 13, 2008

Mr. President:

I transmit herewith Enrolled **HJM 8** and **H 410**, as amended, as amended in the Senate, for the signature of the President.

ALEXANDER, Chief Clerk

The President Pro Tempore signed Enrolled **HJM 8** and **H 410**, as amended, as amended in the Senate, and ordered them returned to the House.

March 13, 2008

Mr. President:

I return herewith Enrolled **S 1251**, **S 1253**, **S 1257**, **S 1344**, as amended, **S 1350**, **S 1387**, **S 1388**, **S 1390**, **S 1403**, as amended, **S 1410**, **S 1428**, **S 1429**, **S 1456**, **S 1457**, **S 1458**, and **S 1459**, which have been signed by the Speaker.

ALEXANDER, Chief Clerk

Enrolled **S 1251**, **S 1253**, **S 1257**, **S 1344**, as amended, **S 1350**, **S 1387**, **S 1388**, **S 1390**, **S 1403**, as amended, **S 1410**, **S 1428**, **S 1429**, **S 1456**, **S 1457**, **S 1458**, and **S 1459** were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President Pro Tempore announced the State Affairs Committee report relative to the Gubernatorial appointments of Vernon Baker and Melville W. Fisher, II, was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Broadsword, seconded by Senator Stennett, the Gubernatorial appointment of Vernon Baker as a member of the Idaho Commission on Human Rights was confirmed by voice vote.

On motion by Senator Little, seconded by Senator Stennett, the Gubernatorial appointment of Melville W. Fisher, II, as a member of the Idaho Lottery Commission was confirmed by voice vote.

The President Pro Tempore declared the report adopted and directed the Secretary of the Senate to prepare letters of the Gubernatorial appointment confirmations for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President Pro Tempore announced the Resources and Environment Committee report relative to the Gubernatorial appointments of Dave Tuthill and Craig Hill was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Schroeder, seconded by Senator Stennett, the Gubernatorial appointment of Dave Tuthill as Director of the Idaho Department of Water Resources was confirmed by voice vote.

On motion by Senator Keough, seconded by Senator Stennett, the Gubernatorial appointment of Craig Hill as a member of the Lake Pend Oreille Basin Commission was confirmed by voice vote.

The President Pro Tempore declared the report adopted and directed the Secretary of the Senate to prepare letters of the Gubernatorial appointment confirmations for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The President Pro Tempore announced that **SCR 137** was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Stennett, seconded by Senator Schroeder, **SCR 137** was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1455, by State Affairs Committee, was read the second time at length and filed for third reading.

S 1487, S 1488, S 1489, S 1490, S 1491, S 1492, S 1493, S 1494, S 1495, and S 1496, by Finance Committee, were read the second time at length and filed for third reading.

H 548, by State Affairs Committee, was read the second time at length and filed for third reading.

H 512, by Health and Welfare Committee, was read the second time at length and filed for third reading.

H 561 and H 562, by Revenue and Taxation Committee, were read the second time at length and filed for third reading.

H 400, by Education Committee, was read the second time at length and filed for third reading.

H 608, H 609, H 610, H 611, H 613, and H 614, by Appropriations Committee, were read the second time at length and filed for third reading.

S 1339, as amended, as amended in the House, and **S 1370**, as amended in the House, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Davis, granted by unanimous consent, **H 348**, as amended, retained its place on the Third Reading Calendar for one legislative day.

H 590 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Broadsword arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 590** passed, title was approved, and the bill ordered returned to the House.

The President Pro Tempore called Senator McGee to the Chair.

H 595 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Fulcher arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 595** passed, title was approved, and the bill ordered returned to the House.

H 596 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Fulcher arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 596** passed, title was approved, and the bill ordered returned to the House.

H 597 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hammond arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 597** passed, title was approved, and the bill ordered returned to the House.

H 442 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Kelly arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 442** passed, title was approved, and the bill ordered returned to the House.

H 501 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 501** passed, title was approved, and the bill ordered returned to the House.

H 587 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Darrington arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 587** passed, title was approved, and the bill ordered returned to the House.

H 426 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 426** passed, title was approved, and the bill ordered returned to the House.

H 598 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Broadsword arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 598** passed, title was approved, and the bill ordered returned to the House.

H 600 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hammond arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 600** passed, title was approved, and the bill ordered returned to the House.

H 546 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hammond arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 546** passed, title was approved, and the bill ordered returned to the House.

H 547 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Werk arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the Acting President declared **H 547** passed, title was approved, and the bill ordered returned to the House.

President Pro Tempore Geddes returned to the Chair.

H 553 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Goedde arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 553** passed, title was approved, and the bill ordered returned to the House.

H 569 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McGee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 569** passed, title was approved, and the bill ordered returned to the House.

The Senate considered the Consent Calendar at this time.

H 398 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schroeder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 398** passed, title was approved, and the bill ordered returned to the House.

H 474 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Coiner arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 474** passed, title was approved, and the bill ordered returned to the House.

H 407 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Little arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 407** passed, title was approved, and the bill ordered returned to the House.

H 405 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Little arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 405** passed, title was approved, and the bill ordered returned to the House.

H 472 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Coiner arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 472** passed, title was approved, and the bill ordered returned to the House.

H 433 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Siddoway arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 433** passed, title was approved, and the bill ordered returned to the House.

H 575 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schroeder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 575** passed, title was approved, and the bill ordered returned to the House.

H 415 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Siddoway arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 415** passed, title was approved, and the bill ordered returned to the House.

H 441 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heinrich arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 441** passed, title was approved, and the bill ordered returned to the House.

H 411 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Andreason arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 411** passed, title was approved, and the bill ordered returned to the House.

H 412 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Andreason arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 412** passed, title was approved, and the bill ordered returned to the House.

H 554 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Goedde arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 33.

NAYS--None.

Absent and excused--Bilyeu, Jorgenson. Total - 2.

Total - 35.

Whereupon the President Pro Tempore declared **H 554** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 11:20 a.m. until the hour of 9:30 a.m., Monday, March 17, 2008.

ROBERT L. GEDDES, President Pro Tempore

Attest: JEANNINE WOOD, Secretary